



09-10-04

Page 1 of 2

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/812,292	03/29/2004	Dennis E. Discher 02863C10	22253-76137

27730  
DILWORTH PAXSON LLP  
3200 MELLON BANK CENTER  
1735 MARKET STREET  
PHILADELPHIA, PA 19103

FILE 22253-76137

SEP - 2 2004
DILWORTH PAXSON LLP
ATTN: 02863C10

CONFIRMATION NO. 2280  
FORMALITIES LETTER



OC000000013680890

Date Mailed: 08/31/2004

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 08/06/2004 to the Notice to File Missing Parts (Notice) mailed 06/09/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1); See Figure(s) 2,4,8,9,13,14,16,17,19 & 20 too dark.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*Al Resfay*

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Initial Patent Examination Division (703) 308-1202

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<p style="text-align: right;">O I P E S</p> <p style="text-align: right;">SEP 09 2004</p> <p style="text-align: right;"><b>FEE TRANSMITTAL</b> for FY 2004</p> <p style="text-align: right;">Patent fees are subject to annual revision.</p>		<i>Complete if known</i>																																																																																																																																																																																																																					
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<b>METHOD OF PAYMENT</b> (check all that apply)		<b>FEE CALCULATION</b> (continued)																																																																																																																																																																																																																					
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ADDITIONAL FEES</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; width: 15%;">Fee Code</th> <th style="text-align: left; width: 15%;">Large Entity Fee (\$)</th> <th style="text-align: left; width: 15%;">Fee Code</th> <th style="text-align: left; width: 15%;">Small Entity Fee (\$)</th> <th style="text-align: left; width: 50%;">Fee Description</th> <th style="text-align: right; width: 10%;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td></td><td></td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td></td><td></td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td></td><td></td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td></td><td></td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td>Extension for reply within first month</td><td>55</td></tr> <tr><td>1252</td><td>420</td><td>2252</td><td>210</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>950</td><td>2253</td><td>475</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,480</td><td>2254</td><td>740</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,010</td><td>2255</td><td>1,005</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>330</td><td>2401</td><td>165</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>330</td><td>2402</td><td>165</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>290</td><td>2403</td><td>145</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td></td><td></td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,330</td><td>2453</td><td>665</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>1501</td><td>1,330</td><td>2501</td><td>665</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>470</td><td>2502</td><td>235</td><td>Design issue fee</td><td></td></tr> <tr><td>1503</td><td>630</td><td>2503</td><td>315</td><td>Plant issue fee</td><td></td></tr> <tr><td>1460</td><td>130</td><td></td><td></td><td>Petition to the Commissioner</td><td></td></tr> <tr><td>1807</td><td>50</td><td></td><td></td><td>Processing fee under 37 CFR 1.17(q)</td><td></td></tr> <tr><td>1806</td><td>180</td><td></td><td></td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td></td><td></td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>770</td><td>2809</td><td>385</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>770</td><td>2810</td><td>385</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>770</td><td>2801</td><td>385</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td></td><td></td><td>Request for expedited examination of a design application</td><td></td></tr> <tr> <td colspan="4"> <b>Other fee (specify)</b>   <b>Reduced by Basic Filing Fee Paid</b> </td> <td style="text-align: right;"><b>SUBTOTAL (3)</b></td> <td style="text-align: right;">\$55</td> </tr> <tr> <td colspan="6" style="text-align: center;">\$0</td> </tr> <tr> <td colspan="6" style="text-align: center;">**or number previously paid, if greater; For Reissue, see above</td> </tr> <tr> <td colspan="6" style="text-align: center;">SUBMITTED BY CUSTOMER NO. 27730</td> </tr> <tr> <td colspan="2">Name (Print/Type)</td> <td colspan="2">Evelyn H. McConathy</td> <td>Registration No. (Attorney/Agent)</td> <td>35,279</td> </tr> <tr> <td colspan="2">Signature</td> <td colspan="2">Evelyn H. McConathy</td> <td>Date</td> <td>September 9, 2004</td> </tr> </tbody></table>				Fee Code	Large Entity Fee (\$)	Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		1053	130			Non-English specification		1812	2,520			For filing a request for <i>ex parte</i> reexamination		1804	920*			Requesting publication of SIR prior to Examiner action		1805	1,840*			Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for reply within first month	55	1252	420	2252	210	Extension for reply within second month		1253	950	2253	475	Extension for reply within third month		1254	1,480	2254	740	Extension for reply within fourth month		1255	2,010	2255	1,005	Extension for reply within fifth month		1401	330	2401	165	Notice of Appeal		1402	330	2402	165	Filing a brief in support of an appeal		1403	290	2403	145	Request for oral hearing		1451	1,510			Petition to institute a public use proceeding		1452	110	2452	55	Petition to revive - unavoidable		1453	1,330	2453	665	Petition to revive - unintentional		1501	1,330	2501	665	Utility issue fee (or reissue)		1502	470	2502	235	Design issue fee		1503	630	2503	315	Plant issue fee		1460	130			Petition to the Commissioner		1807	50			Processing fee under 37 CFR 1.17(q)		1806	180			Submission of Information Disclosure Stmt		8021	40			Recording each patent assignment per property (times number of properties)		1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))		1801	770	2801	385	Request for Continued Examination (RCE)		1802	900			Request for expedited examination of a design application		<b>Other fee (specify)</b>  <b>Reduced by Basic Filing Fee Paid</b>				<b>SUBTOTAL (3)</b>	\$55	\$0						**or number previously paid, if greater; For Reissue, see above						SUBMITTED BY CUSTOMER NO. 27730						Name (Print/Type)		Evelyn H. 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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/812,292
Filing Date	03/29/2004
First Named Inventor	Dennis E. DISCHER, et al
Group Art Unit	1615
Examiner Name	TBA
	22253-76137

Attorney Docket Number

## ENCLOSURES (check all that apply)

- Fee Transmittal Form
- Fee Attached
  
- Amendment/Reply
  - After Final
  - Affidavits/declaration(s)
  
- Extension of Time Request
  
- Express Abandonment Request
  
- Information Disclosure Statement
  
- Certified Copy of Priority Document(s)
  
- Response to Missing Parts/ Incomplete Application
  - Response to Incomplete Reply mailed 8/31/04

- Assignment Papers  
(for an Application)
  
- Formal Drawing(s) – Figs. 2,4,8,9,13,14,16,17,19,20
  
- Licensing-related Papers
  
- Petition
  
- Petition to Convert to a Provisional Application
  
- Power of Attorney, Revocation Change of Correspondence Address
  
- Terminal Disclaimer
  
- Request for Refund
  
- CD, Number of CD(s)

- After Allowance Communication to Group
  
- Appeal Communication to Board of Appeals and Interferences
  
- Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)
  
- Proprietary Information
  
- Status Letter
  
- Other Enclosure(s)  
(please identify below):  
Response to Incomplete Reply mailed 8/31/2004; Missing Parts; Return Postcard.  
Please Note: The \$65.00 filing fee was submitted on 8/6/04 with the initial response filed for the Notice of Missing Parts mailed 6/9/04

## Remarks:

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name Evelyn H. McConathy, Reg. No. 35,279

Signature Evelyn H. McConathy

Date September 9, 2004

## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with Express Mail Label No. EV222872671US in an envelope addressed to: Mail Stop MISSING PARTS, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313 on this date: September 9, 2004.

Typed or printed name Debra A. Coccia

Signature Debra A. Coccia

Date: September 9, 2004

EV222872671US